

IN THE CRIMINAL COURT FOR DAVIDSON COUNTY, TENNESSEE
DIVISION I

STATE OF TENNESSEE

VS.

PERRY AVRAM MARCH

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CASE NO: 2004-D-3113

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DAVID C. TAYLOR, CLERK
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STATE'S RESPONSE TO SUPPLEMENTAL BILL OF PARTICULARS

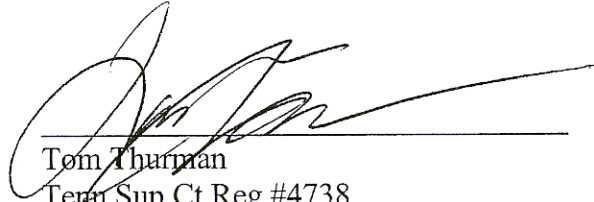
The Office of the District Attorney General, prosecuting on behalf of the State of Tennessee, in response to the Supplemental Bill of Particulars files by the defendant in this cause, submits that:

1. The indictment and State's response to the bill of particulars sufficiently apprise the defendant of the charge against him.
2. A bill of particulars is not intended to be a substitute for discovery before trial. The commission comments to Rule 7(e) of the Tennessee Rules of Criminal Procedure state:

Subsection (c) provides for bill of particulars where needed by the defendant in order that the defendant can know precisely what he is charged with. This provision is to be construed to serve that singular purpose, and is not meant to be used for purposes of broad discovery.

Wherefore, the State of Tennessee respectfully requests that the defendant's Supplemental Bill of Particulars be denied.

Respectfully submitted,



Tom Thurman

Tenn.Sup.Ct.Reg.#4738

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CERTIFICATE OF SERVICE

I hereby certify that a true and exact copy of the foregoing has been mailed to John E. Herbison, Attorney at Law, 2016 Eighth Avenue South, Nashville, Tennessee 37204, William D. Massey and Lorna S. McClusky, Attorneys at Law, 3074 East Street, Memphis, Tennessee 38128, on this the 15th day of September, 2005.

